

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

PARKER McCAY P.A.
BRIAN E. CAINE
9000 Midlantic Drive; Suite 300
Mt. Laurel, New Jersey 08054
(856) 596-8900

Attorney for U.S. Bank National Association, not in its individual capacity but solely as Trustee for the RMAC Trust, Series 2013-3T, its successors and/or assigns



Order Filed on July 14, 2017 by
Clerk U.S. Bankruptcy Court
District of New Jersey

In Re:

RICHARD C. SMITH, JR.
TANISHA C. GREEN-SMITH

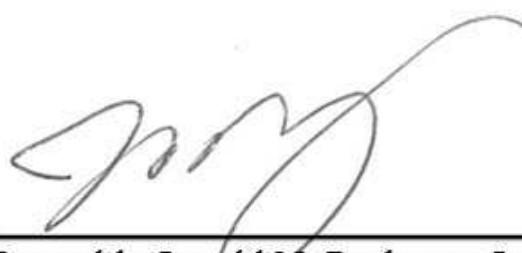
Case No. 13-34489
Chapter 13

Hearing: June 6, 2017
Judge: POSLUSNY

ORDER RESOLVING U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR THE RMAC TRUST, SERIES 2013-3T'S CERTIFICATION OF DEFAULT SUBMITTED UNDER THE 7-DAY RULE

The relief set forth on the following pages is hereby **ORDERED**.

DATED: July 14, 2017


Honorable Jerrold N. Poslusny, Jr.
United States Bankruptcy Court

(Page 2)

Debtors: Richard C. Smith, Jr. & Tanisha C. Green-Smith

Case No: 13-34489-JNP

Caption of Order: Order Resolving U.S. Bank National Association, not in its individual capacity but solely as Trustee for the RMAC Trust, Series 2013-3T's Certification of Default submitted under the 7-day rule

Upon consideration of U.S. Bank National Association, not in its individual capacity but solely as Trustee for the RMAC Trust, Series 2013-3T's, its successors and/or assigns, (hereinafter "Movant") application for an order, by way of Certification of Default, for relief from the automatic stay as to certain real property as hereinafter set forth, and the Court noting the agreement of the parties to the form, substance and entry of the within Order; and for cause shown, it is hereby;

ORDERED as follows:

1. As of June 5, 2017, the Debtors are currently due for the August 1, 2016 through June 1, 2017 post-petition payments.

2. Debtors have until August 31, 2017 to obtain a loan modification. If the Debtors are denied for a Loan modification or fail to obtain a loan modification by August 31, 2017, the bank may immediately file a Certification of Default with the court, not subject to the 15 day default clause.

3. Commencing with the June 1, 2017, debtor shall remit payments directly to Movant as same come due.

(Page 3)

Debtors: Richard C. Smith, Jr. & Tanisha C. Green-Smith

Case No: 13-34489-JNP

Caption of Order: Order Resolving U.S. Bank National Association, not in its individual capacity but solely as Trustee for the RMAC Trust, Series 2013-3T's Certification of Default submitted under the 7-day rule

4. Debtors shall reimburse Movant through their Chapter 13 Plan of Reorganization, as an administrative claim, the sum of \$200.00 for attorney's fees and costs incurred by Movant in the prosecution of its application for relief from stay.

5. **Fifteen-Day Default Clause:** If the Debtors should default and fail to make the payments stated herein or any future payments that come due during the pendency of this case to Movant for more than fifteen (15) days from the due date, then upon certification of non-receipt of said payments in accordance herewith submitted by secured creditor's counsel, the Court shall enter an Order, vacating the automatic stay of 11 U.S.C. §362(a) with respect to secured creditor's enforcement of its State Law Foreclosure action against the realty commonly known as 1029 North 24th Street, Camden, New Jersey 08105. The Order submitted to the Court will not require the consent of the Debtor or the Debtor's counsel regarding form or substance, however, the trustee, Debtors and their counsel shall be given notice of any filing of a certification of non-receipt in accordance with the Local Rules of Bankruptcy Procedure

6. In the event Debtor fails to comply with any terms and conditions set forth in this Order or converts to a Chapter 7, Movant may file a Certification of Default with this Court seeking an order Granting Relief from the Automatic Stay.

7. Movant shall serve a copy of the executed Order on all interested parties who have not yet been served electronically by the Court.

Certificate of Notice Page 4 of 4
United States Bankruptcy Court
District of New Jersey

In re:
 Richard C. Smith, Jr.
 Tanisha C. Green-Smith
 Debtors

Case No. 13-34489-JNP
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-1

User: admin
 Form ID: pdf903

Page 1 of 1
 Total Noticed: 1

Date Rcvd: Jul 14, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 16, 2017.

db/jdb +Richard C. Smith, Jr., Tanisha C. Green-Smith, 1029 North 24th Street, Camden, NJ 08105-3813

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
 NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 16, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 14, 2017 at the address(es) listed below:

Brian E Caine on behalf of Creditor U.S. Bank, et al bcaine@parkermccay.com,
 BKcourtnotices@parkermccay.com
 Brian E Caine on behalf of Creditor U.S. Bank National Association, not in its individual capacity but solely as Trustee for RMAC Trust, Series 2013-3T bcaine@parkermccay.com,
 BKcourtnotices@parkermccay.com
 Denise E. Carlon on behalf of Creditor U.S. Bank National Association, not in its individual capacity but solely as Trustee for RMAC Trust, Series 2013-3T
 bankruptcynotice@zuckergoldberg.com, bkgroup@kmllawgroup.com
 Donna L. Wenzel on behalf of Trustee Isabel C. Balboa ecf@standingtrustee.com
 Eric Clayman on behalf of Joint Debtor Tanisha C. Green-Smith jenkins.clayman@verizon.net
 Eric Clayman on behalf of Debtor Richard C. Smith, Jr. jenkins.clayman@verizon.net
 Isabel C. Balboa ecfmail@standingtrustee.com, summarymail@standingtrustee.com
 Isabel C. Balboa on behalf of Trustee Isabel C. Balboa ecfmail@standingtrustee.com,
 summarymail@standingtrustee.com
 Jeffrey E. Jenkins on behalf of Joint Debtor Tanisha C. Green-Smith jenkins.clayman@verizon.net,
 jenkins.clayman@verizon.net
 Jeffrey E. Jenkins on behalf of Debtor Richard C. Smith, Jr. jenkins.clayman@verizon.net,
 jenkins.clayman@verizon.net

TOTAL: 10